

**TIMOTHY J. CAVAN**  
**Assistant U.S. Attorney**  
**U.S. Attorney's Office**  
**P.O. Box 1478**  
**Billings, MT 59103**  
**2929 Third Ave. North, Suite 400**  
**Billings, MT 59101**  
**Phone: (406) 247-4674**  
**Fax: (406) 657-6989**  
**E-mail: tim.cavan@usdoj.gov**

**ATTORNEY FOR DEFENDANT**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION**

---

**BETTY KAY HENDERSON-  
MATTHEWS and TIMOTHY  
MATTHEWS**

**Plaintiffs,**

**vs.**

**UNITED STATES OF AMERICA,**

**Defendant.**

---

**CV 07-155-M-RFC**

**STIPULATION OF DISMISSAL**

IT IS HEREBY STIPULATED AND AGREED by and between the parties hereto, acting by and through their respective counsel of record,

that the claims of Betty Kay Henderson-Matthews and Timothy Matthews against the United States may be dismissed with prejudice as fully compromised and settled on the merits, each party to bear their own costs and expenses.

*SCA*  
DATED this 1st day of <sup>February</sup> January, 2010.

**Buxbaum, Daue & Fitzpatrick, PLLC**

*Craig E. Daue*  
**Craig E. Daue**

**MICHAEL W. COTTER**  
**United States Attorney**

*TJCAV*  
**TIMOTHY J. CAVAN**  
**Assistant U.S. Attorney**  
**Attorney for Defendant**